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COMMISSION ON HUMAN RIGHTS
Fifty-third session
Agenda item 11

MEASURES TO IMPROVE THE SITUATION AND ENSURE THE RIGHTS AND DIGNITY OF ALL MIGRANT WORKERS

Algeria, Bangladesh, Benin, Bolivia*, Brazil, Cameroon*, Cape Verde, Chile, Colombia, Cuba, Dominican Republic, Ecuador, Egypt, El Salvador, Ethiopia, Guatemala*, Haiti*, Honduras*, India, Indonesia, Madagascar, Mexico, Morocco*, Mozambique, Nicaragua, Nigeria*, Pakistan, Panama*, Paraguay*, Peru*, Philippines, Senegal*, Sri Lanka, Tunisia*, Turkey*, Uganda, Uruguay, Yemen*, Zaire and Zimbabwe: draft resolution

1997/... Migrants and human rights

The Commission on Human Rights,

Considering that the Universal Declaration of Human Rights proclaims that all human beings are born free and equal in dignity and rights and that everyone is entitled to all the rights and freedoms set out therein, without distinction of any kind, in particular as to race, colour or national origin,

Affirming that every State must ensure the rights recognized in the International Covenant on Civil and Political Rights, take steps to realize the rights recognized in the International Covenant on Economic, Social and

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* In accordance with rule 69, paragraph 3, of the rules of procedure of the functional commissions of the Economic and Social Council.

Cultural Rights and protect the human rights recognized in other applicable international instruments, for all individuals within its territory and subject to its jurisdiction,

Deeply concerned at the increasing manifestations of racism, xenophobia and other forms of discrimination and inhuman and degrading treatment against migrants in different parts of the world,

Bearing in mind the situation of vulnerability in which migrants frequently find themselves owing, among other things, to their absence from their State of origin and to the difficulties they encounter because of differences of language, customs and culture,

Considering that there is a need to make further efforts to improve the situation and ensure the human rights and dignity of migrants,

1. Acknowledges that the principles and standards embodied in the principal instruments regarding the international protection of human rights, in particular the Universal Declaration of Human Rights, the International Covenants on Human Rights, the International Convention on the Elimination of All Forms of Racial Discrimination, the Convention on the Elimination of All Forms of Discrimination against Women and the Convention on the Rights of the Child, apply to everyone, including migrants, regardless of their legal situation;

2. Requests States, in conformity with their respective constitutional systems and international instruments, such as the Universal Declaration of Human Rights, the International Covenants on Human Rights and other applicable international human rights instruments, effectively to promote and protect the fundamental human rights of all migrants;

3. Decides to establish a working group consisting of five intergovernmental experts, appointed on the basis of equitable geographical representation after consultations with the regional groups, to meet for a period of 10 working days prior to the fifty-fourth session of the Commission, with a mandate to:

(a) Study the existing obstacles to the effective and full protection of the human rights of all migrants;

(b) Elaborate minimum standards and policy guidelines to ensure the effective and full protection of the human rights of all migrants;

(c) Recommend any further measures it deems appropriate for the protection of the rights of all migrants and to promote mutual understanding between and among migrants and societies in which they find themselves;

4. Requests the working group of intergovernmental experts to submit a report to the Commission on Human Rights at its fifty-fourth session under the appropriate agenda item.